

Appl. No. 10/716,133
Atty. Docket No. CM2542CQ
Amdt. dated July 6, 2006
Reply to Office Action of March 6, 2006
Customer No. 27752

REMARKS

Claim Status

Claims 15-19, 21, and 22, are pending in the present application. No additional claims fee is believed to be due.

Claims 1-14 and 20 are canceled without prejudice.

Claim 15 has been amended to more specifically characterize the term "process temperature". Support for this amendment can be found in the specification, for example, at page 13, lines 33-34.

It is believed these changes do not involve any introduction of new matter. Consequently, entry of these changes is believed to be in order and is respectfully requested.

Rejection Under 35 USC §112, First Paragraph

The Office states that claims 15-19 and 21-22 are rejected under 35 U.S.C. § 112, first paragraph as failing to comply with the enablement requirement. Specifically, the Office alleges that the claims "contain subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention." (Office Action page 2). The Office further states:

The adhesives disclosed in the specification (page 9, lines 18-22) have not been found in the literature (See correspondence). Therefore, it would not be possible for one of ordinary skill in the art to make this invention. The applicant is invited to submit materials pertaining to the disclosed adhesives, verifying their composition and availability.

(Office Action page 2).

Applicants respectfully traverse the rejection. The MPEP states that the question of enablement turns on whether the disclosure, "when filed, contained sufficient information regarding the subject matter of the claims as to enable one skilled in the pertinent art to make and use the claimed invention." (MPEP § 2164.01). Attached herewith this response, Applicants submit a copy of an MSDS sheet for the adhesive 134-

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593A available from National Starch. The MSDS sheet was downloaded from the National Starch website, i.e. http://www.nationaladh.com/msds_results.asp?lang_id=en. Applicants assert that the submission of the MSDS coupled with the fact that the MSDS sheet is available online should provide sufficient evidence that the adhesive 134-593A is available. As such, Applicants assert that the disclosure contains sufficient information regarding the subject matter of the claims as to enable one skilled in the art to make and use the claimed invention. Accordingly, Applicants respectfully request the withdrawal of the rejection under 35 U.S.C. § 112, first paragraph of claims 15-19 and 21-22.

Rejection Under 35 USC §112, Second Paragraph

The Office has rejected claim 15 under 35 U.S.C. § 112, second paragraph as being indefinite. The Office states that “[c]laim 15 recites a ‘viscosity η of less than 2500mPa.s at process temperature’, but the claim fails to disclose a process temperature or precise temperature range at which viscosity is measured.” (Office Action page 2). Applicants have amended claim 15 to provide for a specific temperature range in which viscosity is to be measured. Accordingly, Applicants respectfully request the withdrawal of the rejection of claim 15 under 35 U.S.C. § 112, second paragraph.

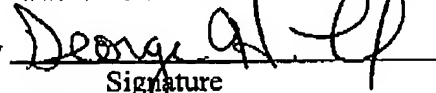
Conclusion

In light of the above remarks, it is requested that the Examiner reconsider and withdraw the rejections under 35 U.S.C. § 112, first paragraph and § 112, second paragraph. Early and favorable action in the case is respectfully requested.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

By



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